

1976 S.C. Op. Atty. Gen. 278 (S.C.A.G.), 1976 S.C. Op. Atty. Gen. No. 4423, 1976 WL 23040

Office of the Attorney General

State of South Carolina

Opinion No. 4423

August 12, 1976

*1 Mr. H. B. Jones
Chairman
S.C. State Board of Barber Examiners
1425 Barnwell Street
Post Office Box 11983
Columbia, SC 29211

Dear Mr. Jones:

You have requested an opinion concerning Act No. 831 which was signed into law by Governor Edwards on July 2, 1976. Act No. 831 amends existing section 56–251 of the Code of Laws of South Carolina by adding section 5 which reads as follows:

Any one or combination of the following practices, when done for pay, shall constitute the practice of barbering within the purview of this chapter: (5) cutting, shaping, fitting, styling and service of men's hair pieces, toupees, and wigs.

You have requested an opinion from this office concerning the application of this section to retail businesses with employees selling wigs, toupees or hair pieces and, also cutting, shaping, fitting and styling these hair pieces at the time of sale.

It is the opinion of this office that the new subsection 5 to section 56–251 requires that any individual desiring to perform the services described above possess a certificate of registration issued by the State Board of Barber Examiners. Thus, the employees of any retail wig, hair piece and toupee business may cut, shape, fit and style a hair piece provided they possess a certificate from the State Board of Barber Examiners to perform those services. Any individual performing the services described in subsection 5 of section 56–251 without the proper certificate from the State Board of Barber Examiners is subject to the criminal provisions outlined in section 56–271 of the Code of Laws of South Carolina.

Very truly yours,

John L. Choate
Assistant Attorney General

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